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THIS APPLICATION IS A DIVISION OF SERIAL

NUMBER 09/428,158 FILED 10/28/99

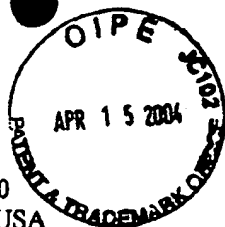
now patent number 6,374,641, and  
claims benefit of 60/106,242 filed 10/30/98

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Attorney Docket No. 43708.14.1  
 RCE of U.S. Application No. 10/087,302  
 Filed: February 28, 2002

REQUEST FOR CONTINUED EXAMINATION  
 (RCE) TRANSMITTAL

Mail Stop RCE  
 Commissioner for Patents  
 PO Box 1450  
 Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- ☐ Please enter in the present application the unentered Amendment under 37 C.F.R. § 1.116, with any attachments, filed on \_\_\_\_\_ in said prior application.
- ☐ Consider the arguments in the Appeal Brief or reply Brief previously filed on \_\_\_\_\_.
- ☐ Other: \_\_\_\_\_.
- b. ☒ Enclosed
- ☐ An Amendment is enclosed. Claims added by this Amendment are properly numbered consecutively beginning with the number next following the highest numbered claim in the prior application.
- ☐ Affidavit(s)/Declaration(s)
- ☒ Information Disclosure Statement (IDS)
- ☐ Other: \_\_\_\_\_

**Match and Return**

2. ☒ The filing fee is calculated below:

	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra (Equals)	Small Entity Rate	Add'l Fee	OR	Large Entity Rate	Add'l Fee
Total	3	- 20**	= 0	x 9	\$0		x 18	\$
Indep.	1	- 3***	= 0	x 43	\$0		x 86	\$
RCE fee				+385	\$385.00		+ 770	\$
Mult. Dep.			=	+ 145	\$0		+ 290	\$
TOTAL					\$385.00	OR	TOTAL	\$

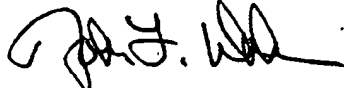
☐ First Presentation of Multiple Dependent Claim (MDC)

- \* If the entry in Column 1 is less than the entry in Column 2, write "0" in Column 3.
- \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
- The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Column 1 of a prior Amendment or the number of claims originally filed.

04/16/2004 CHUYEN 0000026 10087302 385.00 0P  
 01 FC:2801

3. [X] A check in the amount of \$385.00 is enclosed (The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed). The Commissioner is hereby authorized to grant any extensions of time and to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required during the entire pendency of this application to Deposit Account No. 06-1910.

Respectfully submitted,



John F. Dolan  
Registration No. 45,382

*Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 06-1910.*

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service as First Class Mail under 37 C.F.R. 1.8 and is addressed to: Mail Stop RCE, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on

April 13, 2004  
Date of Deposit



Joleen R. Lauer



#6

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 43708.14.1

ERIKSEN, et al.

Application No.: 10/087,302

Examiner: NATNITHITHADHA, N.

Filed: February 28, 2002

Group Art Unit: 3736

For: VOLUMETRIC PHYSIOLOGICAL MEASURING SYSTEM AND METHOD

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INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

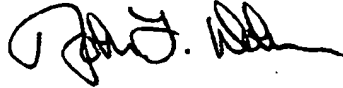
Pursuant to 37 C.F.R. § 1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action after the filing of a Request for Continued Examination under 37 C.F.R. § 1.114.

By submitting these references, Applicant does not admit that the references are prior art to or material to this application, and reserves the right to establish that any reference is not prior art. Applicant does not represent that the references have been reviewed in detail; there

may be details in the references of which Applicant is unaware.

Respectfully submitted,



John F. Dolan  
Registration No. 45,382

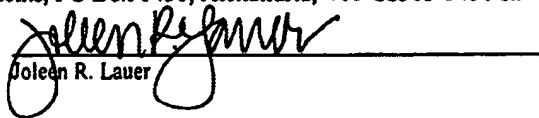
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Joleen R. Lauer